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NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER

## CORRECTION TO OIL, GAS AND MINERAL LEASE

(As to Land Description)

State:

Texas

County:

Tarrant

Lessor:

WBAP-KSCS Operating LTD, having an address at:

2221 E. Lamar, Suite 300, Arlington, Texas 76006

Lessee:

Bagby Energy Holdings, LP, having an address at:

P.O. Box 5190, Fort Smith, Arkansas 72913

**Effective Date:** 

August 1, 2006

Recorded:

Instrument No. D206333270, of the Official Public Records of Tarrant

County, Texas

WHEREAS, the hereinabove referenced lease (hereinafter called the "Lease") and all rights and privileges thereunder are now owned and held by Bagby Energy Holdings, L.P. (hereinafter referred to as "Bagby") whose address is P.O. 5190, Fort Smith, Arkansas 72913; and,

WHEREAS, since the execution and recording of the Lease, it has been discovered that the description of the lands contained in the Lease is inadequate. Lessor and Lessee desire to correct the land description in the Lease to accurately identify the lands covered by the Lease.

**NOW, THEREFORE**, for adequate consideration, Lessor and Lessee acknowledge and agree that the description of the lands covered by and subject to the Lease is corrected so that the Lease covers the following lands located in the county and state named above (the "Corrected Lands"):

**43.53 acres of land**, more or less, out of the James H. Grimsley Survey, Abstract No. 572, and the William H. Curry Survey, Abstract No. 277, Tarrant County, Texas, and being more particularly described as follows:

BEING a tract of land out of the James H. Grimsley Survey, Abstract No. 572, and the William H. Curry Survey, Abstract No. 277, both situated in Tarrant County, Texas, being described by metes and bounds as follows:

BEGINNING at an iron pin in the North line of a 26.846 acre tract of land, recorded in Volume 5915, Page 832, Deed Records, Tarrant County, Texas, said point being, by Deed call, North 00° 28' West 386.1 feet and South 89°52' West 1097.7 feet from the Southeast corner of said Grimsley Survey;

THENCE South 89° 52' West along the North line of said 26.846 acre tract 1223.3 feet to an iron pin for corner;

THENCE North 20° 03' West 731.7 feet to an iron pin for corner;

THENCE North 620.0 feet to an iron pin for corner;

THENCE North 01° 49' West 622.1 feet to an iron pin for corner;

THENCE North 23° 44' East 34.1 feet to an iron pin for corner;

THENCE North 89° 06' East 1475.8 feet to an iron pin for corner;

THENCE South 00° 08' 1980.6 feet to the Point of Beginning and containing 64.76 acres of land, more or less, SAVE AND EXCEPT 2.80 acres conveyed to SHK, Inc. in a Deed dated June 17, 1983, recorded in Volume 7546, Page 939, Deed Records,

Tarrant County, Texas; and SAVE AND EXCEPT 18.43 acres conveyed to SHK, Inc. in a Deed dated December 14, 1983, recorded in Volume 7694, Page 1652, Deed Records, Tarrant County, Texas.

In conjunction with this correction of the land description, Lessor ratifies, adopts, and confirms the Lease, as corrected, and grants, leases, and lets to Lessee and Lessee's successors and assigns the Corrected Lands for the purposes and upon the terms, conditions, and provisions contained in the Lease.

This correction to the Lease shall be binding for all purposes on Lessor and Lessee and their respective heirs, personal representatives, successors, and assigns.

This Correction is signed by Lessor and Lessee as of the date of the acknowledgment below, but is effective for all purposes as of the Effective Date stated above.

> SUCCESSOR **LESSOR**

WBAP-KSCS ASSETS

WBAP-KSCS Operating LTD.,

A Texas limited partnership

By: WBAP-KSCS Radio, Inc. A Delaware corporation

Its General Partner

President

(er) Korzeniewski President G.M

Korzeniowska

**LESSEE** 

Bagby Energy Holdings, L.P.

By: Bagby Exploration & Production Inc. Bagby its managing member

By: 🚣

Name: Howard Bagby

Title: <u>President</u>

THE STATE OF TEXAS COUNTY OF TARRANT	§ § §	KNOW ALL BY THESE PRESENTS:
This instrument was acknown President, of WBAP-KSCS Radio, Operating LTD., a Texas limited par ASSETS LLC	Inc., a Delay	e me on theday of January 2009, by John Hardware corporation, the general partner of WBAP-KSC Notary Public, State of Texas  CAROL HUBBARD Notary Public, State of Texas My Commission Expires January 27, 2012
THE STATE OF TEXAS Arkanso	. 8	KNOW ALL BY THESE PRESENTS:
L.P. a Texas limited partnership.	lent, of *	me on the 28th day of January 2009 by of Bagby Energy Holdings managing member of Bagby Energy GP, LLC Notary Public, State of TERESA A. JACOBS Crawford County My Commission Expires November 1, 2015

## SUZANNE HENDERSON

**COUNTY CLERK** 



100 West Weatherford Fort Worth, TX 76196-0401

PHONE (817) 884-1195

**BAGBY ENERGY LLC** P O BOX 5190 FORT SMITH, AR 72913

Submitter: BAGBY ENERGY LLC

## **DO NOT DESTROY** WARNING - THIS IS PART OF THE OFFICIAL RECORD.

Filed For Registration:

11/10/2009 9:30 AM

Instrument #:

D209296093

OPR

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**PGS** 

\$24.00

Denlessen

D209296093

ANY PROVISION WHICH RESTRICTS THE SALE, RENTAL OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.

Prepared by: AKCHRISTIAN